

because questions of law or fact common to the members of the proposed class predominate over questions affecting only individual class members and a class action is superior to other available methods of resolving the controversy.

IT IS ORDERED THAT the Motions be and hereby are **GRANTED**.

IT IS FURTHER ORDERED THAT the Class consists of all used car dealers in the United States of America that were parties to a Floorplan Agreement with DSC, n/k/a NextGear, effective during the time period of January 2005 through July 2013.

IT IS FURTHER ORDERED THAT the named Plaintiffs, Red Barn Motors, Inc., Platinum Motors, Inc., and Mattingly Auto Sales, Inc., are appointed as Class Representatives.

IT IS FURTHER ORDERED THAT, pursuant to Federal Rule of Civil Procedure 23(g), the following counsel for the named Plaintiffs are appointed as Class Counsel to act on behalf of the Class: Gladstone N. Jones and Lynn E. Swanson with the firm Jones, Swanson, Huddell & Garrison, L.L.C.; Kerry A. Murphy with the firm Lasky Murphy LLC; James M. Garner and Matthew M. Coman of the firm Sher Garner Cahill Richter Klein & Hilbert, L.L.C.; Cassie E. Felder of The Cassie Felder Law Firm; and Kathleen A. DeLaney with the firm DeLaney & DeLaney LLC.

DATE: _____

THE HON. TANYA WALTON PRATT
District Judge
United States District Court
Southern District of Indiana